



01-25-02

A



Express Mail No. EL 828015157US

Docket No. 23679-7004

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: William B. Paxton, et al.  
Appln. No.: New Application  
Filing Date: Herewith  
Title: OPTICAL CONTROLLER

UTILITY PATENT APPLICATION & FEE TRANSMITTAL  
(for nonprovisional applications under 37 CFR § 1.53(b))

## CERTIFICATE OF MAILING BY "EXPRESS MAIL" UNDER 37 CFR § 1.10

I, Pam Pascual, hereby certify that this paper and all enclosures are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37 CFR § 1.10 on January 23, 2002, Express Mail Label No. EL 828015157US and is addressed to the Commissioner for Patents, Washington, D.C., 20231.

Signature of Person Mailing

Commissioner for Patents  
**BOX PATENT APPLICATIONS**  
Washington, D.C. 20231

Sir:

Transmitted herewith for filing in connection with the above-identified patent application are the following:

<b>I. Elements of the Application</b>	
<input checked="" type="checkbox"/> Application [ 1 ] page(s) of Cover Sheet [ 19 ] page(s) of Specification [ 7 ] page(s) of Claims ( <u>  </u> claims) [ 1 ] page(s) of Abstract [ 6 ] sheets of Drawings [ ] Formal [ X ] Informal	
<input checked="" type="checkbox"/> Declaration and Power of Attorney [ 2 ] page(s) [ ] Unexecuted [ X ] Executed [ ] Copy from prior application (37CFR § 1.63(d))	
<input type="checkbox"/> Deletion of Inventors: [ ] page(s) of signed statement deleting inventor(s) (37CFR§ 1.63(d) & 1.33(b))	
<input type="checkbox"/> Request and Certification Under 35U.S.C. 122(b)(2)(B)(i)	
<input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission: [ ] page(s) of Sequence Listing (paper copy) [ ] disk(s) containing Sequence Listing (computer readable copy) [ ] page(s) of Statement Under 37 CFR 1.821(f)	
<input type="checkbox"/> Microfiche Computer Program Appendix _____	
<b>II. Claim for U.S. Priority</b>	
<input type="checkbox"/> This application is a <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-Part of Prior Application No. _____ filed _____, (35 USC §120)	
<input type="checkbox"/> This application claims the benefit under 35 U.S.C. §119(e) of United States Application Serial No. 60/_____ filed _____. (Provisional Application)	
<input type="checkbox"/> The entire disclosure of the prior application referenced above, is considered as being part of the application filed herewith and is herein incorporated by reference in its entirety.	
<b>III. Claim for Foreign Priority</b>	
<input type="checkbox"/> This application claims the benefit under 35 USC §119 of Prior Application No. _____ filed _____.	
<input type="checkbox"/> Certified Copy of Priority Document [ ] page(s)	
<input type="checkbox"/> English Translation of Priority Document [ ] page(s)	

**IV. Accompanying Documents**

- Assignment Papers [ 1 ] page(s) of Recordation Cover Sheet [ 2 ] page(s) of Assignment
- Applicant(s) claims Small Entity Under 37 CFR § 1.27 [ ] Verified Small Entity Statement was previously filed in Prior Application No. \_\_\_\_\_ on \_\_\_\_\_, \_\_\_\_\_.
- Information Disclosure Statement [ 1 ] page(s) of PTO-1449 [ 13 ] copies of IDS References
- A Preliminary Amendment [ ] page(s)
- A copy of a Petition for Extension of Time ( mos.) filed simultaneously in Prior Application No. \_\_\_\_\_
- A copy of a Submission of Processing & Retention Fee (37 CFR § 1.78(a)(1) which is being filed simultaneously in Prior Application No. \_\_\_\_\_
- Other **Petition for Expedited Handling of Foreign Filing License** (specify)
- Return Receipt Postcard (MPEP 503) (*Should be specifically itemized*)

**V. Fee Calculation**

				CALCULATIONS
				OTHER THAN SMALL ENTITY
				SMALL ENTITY
<b>BASIC NATIONAL FILING FEE</b>			\$ 740.00	\$ 370.00
<b>EXTRA CLAIMS FEE</b>				
<b>CLAIMS</b>	<b># FILED</b>	<b># EXTRA</b>	<b>RATE</b>	<b>RATE</b>
Total Claims	35-20 =	15	× \$18.00	× \$ 9.00
Independent claims	6- 3 =	3	× \$84.00	× \$42.00
<b>MULTIPLE DEPENDENT CLAIM(S)</b>				
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			\$280.00	\$140.00
Fee for recordation of the enclosed assignment (37 CFR 1.21(h), 3.28, 3.31).				\$270.00
<u>1</u> (Numbers of Applications) × \$40.00				\$40.00
<b>OTHER FEES PETITION FOR EXPEDITED HANDLING OF FOREIGN FILING LICENSE</b> <i>(specify)</i>				\$130.00
<b>TOTAL FEES =</b>				<b>\$1,432.00</b>

- A check in the amount of \$ \_\_\_\_\_ to cover the above fees is enclosed.
- Please charge Deposit Account No.:50-1193 , Docket No. 23679-7004, in the amount of \$1,294.00 to cover the above fees. *A duplicate copy of this sheet is enclosed.*
- The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-1193, Docket No.. 23679-7004  
*A duplicate copy of this sheet is enclosed*

SEND ALL CORRESPONDENCE TO:

David G. Beck  
 McCutchen, Doyle, Brown & Enersen, LLP  
 Three Embarcadero Center, 28th Floor  
 San Francisco, CA 94111  
 Telephone: (415) 393-2000  
 Facsimile: (415) 393-2286

  
 SIGNATURE 1/27/02  
 DATE  
 David G. Beck  
 NAME 37,776  
 REGISTRATION NUMBER